

REC'D-LA CAL-June 28, 2010  
 c/m # 178586-0010  
 Dates to be Entered  
7/6/10 - JUDGMENT  
9/7/10 L/O APPEAL

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The attorney, whose initials appear below, has reviewed the applicable court rules, and has verified that the above dates are correct.

Atty: PEB  
 Date Processed: 7/9/10  
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**F I L E D**  
 Clerk of the Superior Court

**JUL 06 2010**

By: L. ARTHUR, Deputy

**Superior Court of the State of California**  
**County of San Diego, North County Division**

RIVERWATCH and PALA BAND OF  
 MISSION INDIANS, Plaintiffs,  
 vs.  
 COUNTY OF SAN DIEGO DEPARTMENT OF  
 ENVIRONMENTAL HEALTH, et al  
 Defendants.

Case No. 37-2009-00050584-CU-MC-NC

JUDGMENT

The Court conducted a bench trial in this case. The evidentiary record for the trial consisted of (1) stipulated facts, submitted by the parties on Feb. 19, 2010; (2) exhibits submitted by the parties, as set forth in a stipulation filed May 18, 2010. The parties also submitted briefs on the merits of their respective positions. Oral argument was conducted on May 27, 2010.

On June 14, 2010, the Court issued its written Decision After Bench Trial.

On June 29, 2010, defendants' "ex parte application regarding the scope of the proposed injunction" was presented to the Court.

1 In light of the foregoing, the Court hereby enters judgment as follows:

2 1. The Court declares that: (1) this Court previously determined, in Case No.  
3 GIN038227, that the solid waste facility permit for the Gregory Canyon Landfill was issued in  
4 violation of the California Environmental Quality Act; (2) Solid Waste Facility Permit No. 37-  
5 AA-0032 is invalid by virtue of the judgment filed on Jan. 20, 2006 in Case No. GIN038227;  
6 and (3) the County may not modify or revise Solid Waste Facility Permit No. 37-AA-0032  
7 without first reconsidering the issuance of the Permit.

8 2. The County and Gary Erbeck, Director of the County of San Diego Solid Waste  
9 Local Enforcement Agency, and each of them, are enjoined from modifying or revising Solid  
10 Waste Permit No. 37-AA-0032 until they first reconsider issuance of a solid waste facility  
11 permit for the Gregory Canyon Landfill.

12 3. The Defendants, and each of them, are enjoined from constructing or operating the  
13 proposed Gregory Canyon landfill unless and until the County reconsiders issuance of a  
14 solid waste facility permit for the landfill.

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16  
17 Dated: July 6, 2010

Robert P. Dahlquist  
Robert P. Dahlquist  
Judge of the Superior Court